

**GOVERNMENT OF ANDRHA PRADESH
ABSTRACT**

Public Services - Commercial Taxes Department - Surprise check conducted on Commercial Taxes Mobile Team at Naidupeta, Puthalapattu State High Way at Yogannada Engineering College, Renigunta, Chittoor District by ACB on 29-01-2010 - Departmental action - Enquiry conducted - Action against Sri K.Subramanyam Reddy, Jeep Driver, O/o.Commercial Tax Officer-II, Tirupati, Chittoor District - Imposing punishment of 5% cut in pension for two years under Rule 9 of A.P.Revised Pension Rules, 1980 - Orders - Issued.

REVENUE (VIGILANCE.II) DEPARTMENT

G.O.Rt.No.980

Dated:10-11-2014

Read the following :

- 1.From DG, ACB, Lr.No.5/DES-TCT/2010, dt.05-07-2010.
- 2.From Dy.Commissioner (Commercial Taxes), Chittoor Division, Rc.B1/82/2010, dt.25-10-2010 (AOC).
3. From Dy.Commissioner (Commercial Taxes), Chittoor Division, Rc.B1/82/10, dt.09-01-2010 & 01-12-2010
- 4.From the CTO, Puttur, Chittoor District and IA, Rc.No.A1/139/2010, dt.16-06-2011.(Inquiry Report).
- 5.From DC (CT), Chittoor, Rc.No.B1/82/10, dt.30-06-11.
- 6.Govt. Memo No.34045/Vig.I(2)/2010-3, dt.28-04-2012.
- 7.From Dy.Commissioner (Commercial Taxes), Chittoor Division, Rc.B1/82/2010, dt.20-10-2012.
- 8.Repn., dt.26-12-12 of Sri K.Subramanayam Reddy, Jeep Driver, (Retd)
- 9.From CCT, AP., Hyderabad Rc.No.V3/153/2010, dated 15-03-2013.
- 10.Govt. Memo No.34045/Vig.I(2)/10-4, dt.08-7-13 (SCN)
- 11.Govt.Letter No.34045/Vig.II(3)/2014, dt.15-09-2014.
- 12.From the Secretary, A.P. Public Service Commission, Letter No.1115/RT/1/2014, dated 25-09-2014.

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ORDER:

Whereas in the reference 1st read above, it has been brought to the notice of the Government that the ACB officials, Tirupathi have conducted surprise check on the Commercial Taxes Mobile Team on Naidupeta, Puthalapattu State High Way, at Yogananda Engineering College, Renigunta, Chittoor District on 29-01-2010 on the allegations that the staff working in the mobile squad are indulging in corrupt practices.

2. And whereas as per the instructions issued by Government in memo dated 15-09-2010, the disciplinary authority, i.e., Deputy Commissioner, (CT), Chittoor has initiated disciplinary action against all the charged officers. The following charge is framed against Sri K.Subramanyam Reddy, Jeep Driver (Charged Officer-3) vide reference 2nd read above :

Charge:Sri K.Subramanyam Reddy, S/o.Narayana Reddy, while working as Jeep Driver in Commercial taxes Mobile Check Team, failed to give account for the unaccounted amount of Rs.200/- that was hidden in the mobile check team jeep under the mattress and also failed to give account for the amount of Rs.9,240/- that was thrown away by the inmates of the jeep on the western side road margin of the halted jeep during the surprise check conducted by the ACB officials and failed to maintain absolute integrity in violation of APCS (Conduct) Rules.

3. And whereas, as the Written Statement of Defence submitted by the Charged Officer to Charge Memo is not convincing, the Disciplinary Authority has ordered for regular enquiry by appointing the Commercial Tax Officer-II, Puttur as Inquiry Authority. The Regular Inquiry Officer has submitted the Inquiry report vide reference 4th read above and held that the charge framed against Sri K.Subramanyam Reddy, Jeep Driver, (Charged Officer-3) as not proved by giving benefit of doubt. Pending finalization of the disciplinary proceedings, the Charged Officer retired from service on 31-05-2012 on superannuation.

P.T.O.,

4. And whereas, the disciplinary authority examined the Inquiry Report and observed that the Inquiry Authority could not make any Charged Officer responsible for the amount thrown from the jeep giving benefit of doubt, hence disagreed with the finding of the Inquiry Authority and communicated the disagreement factors to the Charged Officer vide reference 7th read above. The Commissioner of Commercial Taxes vide reference 9th read above submitted report to the Government along with the representation of the Charged Officer dated 26-12-2012 for taking further action against him under Rule 9 of A.P.Revised Pension Rules, 1980.

5. And whereas, the Government after considering the matter have provisionally decided to impose a punishment of 5% cut in pension for two (2) years against Sri K.Subramanyam Reddy, Jeep Driver, (Charged Officer-3) (now Retd.,) under rule 9 of A.P. Revised Pension Rules, 1980 and communicated the same to the Charged Officer vide reference 10th read above to submit his representation. The Charged Officer has not submitted any representation even though he received the Show Cause Notice on 29-07-2013, hence it is presumed that the Charged Officer has no representation to submit in the matter and decided to take further action against him based on the material available on record.

6. Government after examining the matter based on the material available on record, have decided to confirm the provisional decision to impose the above penalty against Sri K.Subramanyam Reddy, Jeep Driver, (Charged Officer-3) (now Retd.,). The concurrence of the A.P.Public Service Commission has been obtained in the reference 12th read above. (Copy enclosed).

7. Government accordingly, hereby order to impose a punishment of 5% (five percent) cut in pension for a period of two (2) years against Sri K.Subramanyam Reddy, Jeep Driver, (Charged Officer-3) (now Retd.,) under rule 9 of A.P.Revised Pension Rules, 1980.

8. The Commissioner of Commercial Taxes, A.P., Hyderabad shall take necessary further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K.Subramanyam Reddy, Jeep Driver, (Retd.,)
O/o.Commercial Tax Officer-II, Tirupati, Chittoor District
through the Commissioner of Commercial Taxes, A.P, Hyderabad.
The Commissioner of Commercial Taxes, A.P, Hyderabad
(with a request to serve the G.O on the individual and send the served copy
with dated signature to Government)

Copy to:

The Secretary, A.P.Vigilance Commission, A.P., Hyderabad.
The Director General, Anti-Corruption Bureau, A.P., Hyderabad.
The Secretary, A.P. Public Service Commission, Hyderabad.
The Accountant General, AP, Hyderabad.
The Director, Treasuries & Accounts, A.P, Hyderabad.
The Deputy Commissioner, Commerical Taxes, Chittoor District
The Revenue (CT.I) Department
SF/SC.

//Forwarded :: By Order //

SECTION OFFICER.